



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Dinesh Mody et al.
APPLICATION NO.: 09/751,472
FILING DATE: December 29, 2000
TITLE: Tissue Ablation Apparatus With a Sliding Ablation Instrument and Method
EXAMINER: David M. Shay
GROUP ART UNIT: 3739
ATTY. DKT. NO.: 23488-09177

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below:

Dated: 12/17/04 By: A.C. Smith
Albert C. Smith, Reg. No.: 20,355

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INFORMATION DISCLOSURE STATEMENT
Under 37 CFR §§ 1.56 and 1.97-98

SIR:

Pursuant to the provisions of 37 CFR §§ 1.56 and 1.97-98, enclosed herewith is modified form PTO/SB/08A listing references for consideration by the Examiner.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

This Information Disclosure Statement is being filed:

- within three months of the filing date of the application, or date of entry into the national stage of an international application, or before the mailing date of a first office action on the merits, whichever event last occurred;
- before the mailing of a first official action after the filing of a request for continued examination (RCE) under 37 CFR § 1.114;

- after three months of the filing date of this national application or the date of entry of the national stage in an international application, or after the mailing date of the first official action on the merits, whichever event last occurred, but before the mailing date of the first to occur of either: (1) a final action under 37 CFR §1.113; or (2) an action that otherwise closes prosecution in the application, and:
- attached hereto is the fee set forth under 37 CFR §1.17(p) for submission of this Information Disclosure Statement under 37 CFR. § 1.97(c); OR
- Applicant certifies pursuant to 37 CFR § 1.97(e) that:
- each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR
- no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement;
- on or before the payment of the issue fee but after the mailing date of the first to occur of either: (1) a final action under 37 CFR § 1.113; (2) a notice of allowance under 37 CFR § 1.311; or (3) an action that otherwise closes prosecution in the application, and:
- Applicant certifies pursuant to 37 CFR. § 1.97(e) that:
- each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement;
- no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained

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in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement; AND

- attached hereto is the fee set forth under 37 CFR §1.17(p) for submission of this Information Disclosure Statement under 37 CFR. § 1.97(c); OR
- after the payment of the issue fee. Applicant requests that the information contained in this Information Disclosure Statement be placed in the file according to 37 CFR § 1.97(i), although the information may not be considered by the USPTO.
- Enclosed is a copy of each listed reference that may be material to the examination of this application, and for which there may be a duty to disclose.
- This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application No. _____, filed on _____, and the references cited therein are hereby referenced, but are not required to be provided in this application under 37 CFR § 1.98(d).
- This application was filed after June 30, 2003. Therefore, pursuant to the waiver of the requirements under 37 CFR 1.98(a)(2)(i), copies of each U.S. Patent and each U.S. Patent Application Publication are not required to be submitted. Copies of any foreign patent documents and non-patent literature cited herein are enclosed.
- Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application, and the communication was not received by any individual designated in 37 CFR § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement. 37 CFR § 1.704(d).
- Applicant submits that no fee is required for the consideration of this Information Disclosure Statement.

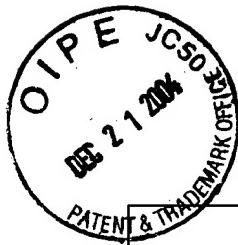
Consideration of the listed references and favorable action are solicited.

Respectfully submitted,
DINESH MODY ET AL.

Dated: 12/7/04

By: A. C. Smith

Albert C. Smith, Reg. No.: 20,355
Fenwick & West LLP
801 California Street
Mountain View, CA 94041
Tel.: (650) 335-7296
Fax.: (650) 938-5200



3739
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TRANSMITTAL FORM

*(to be used for all correspondence during pendency of
filed application)*

TRANSMITTAL FORM <i>(to be used for all correspondence during pendency of filed application)</i>		Application Number	09/751,472
		Filing Date	December 29, 2000
		First Named Inventor	Dinesh Mody
		Group Art Unit Number	3739
		Examiner Name	David M. Shay
Total Number of Pages in This Submission	13*	Attorney Docket Number	23488-09177

ENCLOSURES (*check all that apply*)

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REMARKS: * No. of pages in this Submission does not include pages of cited references or transmittal sheet

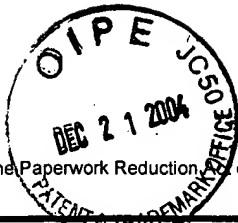
SIGNATURE OF ATTORNEY OR AGENT

Signature:			
Attorney/Reg. No.:	Albert C. Smith/Reg. No. 20,355	Dated:	12/17/04

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Sheet 1 of 10

Complete if Known

Application No.	09/751,472
Filing Date	December 29, 2000
First Named Inventor	Dinesh Mody
Art Unit	3739
Examiner Name	David M. Shay
Attorney Docket Number	23488-09177

U.S. PATENT DOCUMENTS

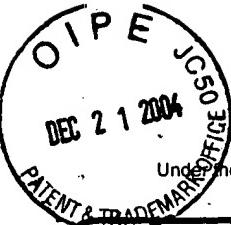
Examiner Initials*	Cite No. ¹	Document No.	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		US 2001/0031961 A1	10-18-2001	Hooven
		US 2002/0017306 A1	02-14-2002	Cox et al.
		US 2002/0032440 A1	03-14-2002	Hooven et al.
		US 2002/0042610 A1	04-11-2002	Sliwa, Jr., et al.
		US 2002/0042611 A1	04-11-2002	Sliwa et al.
		US 2002/0045895 A1	04-18-2002	Sliwa, Jr. et al.
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		US 2002/0128639 A1	09-12-2002	Pless et al.
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		US 2003/0024537 A1	02-06-2003	Cox et al.
		US 2003/0028187 A1	02-06-2003	Vaska et al.
		US 2003/0029462 A1	02-13-2003	Cox et al.
		US 2003/0032952 A1	02-13-2003	Hooven
		US 2003/0069574 A1	04-10-2003	Sliwa, Jr. et al.
		US 2003/0069577 A1	04-10-2003	Vaska et al.
		US 2003/0073992 A1	04-17-2003	Sliwa, Jr. et al.
		US 2003/0078571 A1	04-24-2003	Sliwa, Jr. et al.
		US 2003/0079753 A1	05-01-2003	Vaska et al.
		US 2003/0093068 A1	05-15-2003	Hooven
		US 2002/0095145 A1	07-18-2002	Holzapfel Lee A et al.
		US 2003/0097126 A1	05-22-2003	Woloszko et al.
		US 2003/0125729 A1	07-03-2003	Hooven et al.
		US 2003/0176764 A1	09-18-2003	Fiegel et al.

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609.

Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.



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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Sheet **2** of **10**

<i>Complete if Known</i>	
Application No.	09/751,472
Filing Date	December 29, 2000
First Named Inventor	Dinesh Mody
Art Unit	3739
Examiner Name	David M. Shay
Attorney Docket Number	23488-09177

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document No.	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		US 2004/0106918 A1	06-03-2004	Cox et al.
		US 1,586,645	06-01-1926	W. Bierman
		US 3,827,436	08-06-1974	Stumpf et al.
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		US 4,011,872	03-15-1977	Komiya
		US 4,268,937	05-26-1981	Grimshaw
		US 4,522,212	06-11-1985	Gelinas et al.
		US 4,565,200	01-21-1986	Cosman
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		US 4,832,048	05-23-1989	Cohen
		US 4,920,978	05-01-1990	Colvin
		US 4,924,864	05-15-1990	Danzig
		US 4,932,420	06-12-1990	Goldstein
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		US 4,945,912	08-07-1990	Langberg
		US 4,960,134	10-02-1990	Webster, Jr.
		US 4,966,597	10-30-1990	Cosman
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		US 5,078,713	01-07-1992	Varney
		US 5,080,101	01-14-1992	Dory
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		US 5,108,390	04-28-1992	Potocky et al.
		US 5,111,822	05-12-1992	Dory
		US 5,139,496	08-18-1992	Hed
		US 5,147,355	09-15-1992	Friedman et al.
		US 5,147,357	09-15-1992	Rose et al.
		US 5,156,151	10-20-1992	Imran

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INFORMATION DISCLOSURE
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Application No.	09/751,472
Filing Date	December 29, 2000
First Named Inventor	Dinesh Mody
Art Unit	3739
Examiner Name	David M. Shay

Attorney Docket Number 23488-09177

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document No.	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
	US 5,158,092	10-27-1992	Glace	
	US 5,207,674	05-04-1993	Hamilton	
	US 5,222,501	06-29-1993	Ideker et al.	
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	US 5,482,037	01-09-1996	Borghi	
	US 5,492,126	02-20-1996	Hennige et al.	

Examiner Signature	Date Considered
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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

Sheet 4 of 10

Complete if Known

Application No.	09/751,472
Filing Date	December 29, 2000
First Named Inventor	Dinesh Mody
Art Unit	3739
Examiner Name	David M. Shay
Attorney Docket Number	23488-09177

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document No.	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		US 5,496,312	03-05-1996	Klicek
		US 5,500,012	03-19-1996	Brucker et al.
		US 5,520,188	05-28-1996	Hennige et al.
		US 5,536,247	07-16-1996	Thornton
		US 5,540,681	07-30-1996	Strul et al.
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		US 5,549,638	08-27-1996	Burdette
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		US 5,575,766	11-19-1996	Swartz et al.
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		US 5,720,775	02-24-1998	Larnard
		US 5,730,127	03-24-1998	Avitall

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Sheet 5 of 10

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Art Unit	3739
Examiner Name	David M. Shay

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		US 5,733,281	03-31-1998	Nardella
		US 5,735,280	04-07-1998	Sherman et al.
		US 5,738,096	04-14-1998	Ben-Haim
		US 5,762,066	06-09-1998	Law et al.
		US 5,769,790	06-23-1998	Watkins et al.
		US 5,797,960	08-25-1998	Stevens et al.
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		US 5,882,302	03-16-1999	Driscoll, Jr. et al.
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		US 5,897,553	04-27-1999	Mulier et al.
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		US 5,899,899	05-04-1999	Arless et al.
		US 5,906,580	05-25-1999	Kline-Schoder et al.
		US 5,910,129	06-08-1999	Koblish et al.
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		US 5,931,810	08-03-1999	Grabek
		US 5,938,600	08-17-1999	Van Vaals et al.

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Sheet 6 of 10

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U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document No.	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
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STATEMENT BY APPLICANT**

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Application No.	09/751,472
Filing Date	December 29, 2000
First Named Inventor	Dinesh Mody
Art Unit	3739
Examiner Name	David M. Shay
Attorney Docket Number	23488-09177

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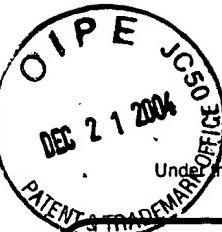
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